Approved for use through 03/31/2007, OMB 0651-0021

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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

ATTORNEY'S DOCKET NUMBER 09859/0202256-US0

CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE CLAIMED PRIORITY DATE PCT/JP2003/08045 25 June 2002 25 June 2003 TITLE OF INVENTION HETEROBICYCLIC COMPOUNDS APPLICANT(S) FOR DO/EO/US Daisuke Machii et al. Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 2. This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must 3. include items (5), (6), (9) and (21) indicated below. The US has been elected (Article 31). х A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) 5. x is attached hereto (required only if not communicated by the International Bureau). a. b. has been communicated by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). C. An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)). 6. x is attached hereto. a. Х b. has been previously submitted under 35 U.S.C. 154(d)(4). Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) a. are attached hereto (required only if not communicated by the International Bureau). b. have been communicated by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. C. have not been made and will not be made. ч An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). 9. An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). Items 11 to 20 below concern document(s) or information included: An Information Disclosure Statement under 37 CFR 1.97 and 1.98; PTO/SB/08A; ISR with one document. 11. 12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. A preliminary amendment. 14. An Application Data Sheet under 37 CFR 1.76. 15. A substitute specification. 16. A power of attorney and/or change of address letter. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 17 18 A second copy of the published International Application under 35 U.S.C. 154(d)(4). A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 19. Other items or information: Certificate of Express Mailing Under 37 CFR 1.10; Verification of Translation; Copy of 20. WO 2004/000841 A1; Check in the amount of \$2,040.00; Return Receipt Postcard; Copy of PCT Request; Affirmation of priority claim w/PCT/IB/304

PTO-1390 (Rev. 12-2004)
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INTERNATIONAL APPLICATION NO. ATTORNEY'S DOCKET NUMBER PCT/JP2003/08045 09859/0202256-US0 The following fees are submitted: Х a) Basic national fee\$300.00 300.00 143 DES Y **VCCC SALPCTUA** b) Examination fee\$200.00 200.00 BEFORM ROLLOURIT HO. 500.00 TOTAL OF ABOVE CALCULATIONS = 1,000.00 Additional fee for specification and drawings filed in paper over 100 sheets (excluding X PEE sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. Number of each additional 50 or fraction **Total Sheets** Extra sheets thereof (round up to a whole number 275 - 100 = 175 /50 = x \$250.00 1,000.00 Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)). NUMBER FILED NUMBER EXTRA RATE Total claims 20 - 20 = Independent claims 1 - 3 =MULTIPLE DEPENDENT CLAIM(s) (if applicable) TOTAL OF ABOVE CENTRO 6410 000 NSHame / Humber: 10519630 2,00 £R 2,000.00 \$100.00 Applicant claims small entity status. See 37 CFR 1.27. The feest indicated above are reduced by 1/2. SUBTOTAL = 2,000.00 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)). **TOTAL NATIONAL FEE =** 2,000.00 Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be 40.00 accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property **TOTAL FEES ENCLOSED =** 2,040.00 Amount to be \$ refunded: Amount to be charged: A check in the amount of - \$ 2,040.00 to cover the above fees is enclosed. b. Please charge my Deposit Account No. in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 04-0100 . A duplicate copy of this sheet is enclosed. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on RTO-2038. NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive must be filed and granted to restore the International Application to pending statu SEND ALL CORRESPONDENCE TO: Joseph R. Robinson SIGNATURE DARBY & DARBY P.C. Chris T. Mizumoto P.O. Box 5257 NAME New York, New York 10150-5257 (212) 527-7783 42,899 REGISTRATION NUMBER **CUSTOMER NUMBER: 07278**

VERIFICATION OF TRANSLATION

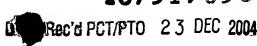
I, the below named translator, hereby declare that:

My name and post office address are as stated below:

That I am knowledgeable in the English language and in the language in which the below identified international application was filed, and that I believe the English translation of the international application No. PCT/JP2003/008045 is a true and complete translation of the above identified international application as filed.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date:	December 15, 2004		
		•	· ·
Full name	of the translator _	Ako HANEDA	
Signature	of the translator _	Ako Haneda	
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Application No. (if known): Not Yet Assigned

Attorney Docket No.: 09859/0202256-US0

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as in an envelope addressed to: Express Mail, Airbill No.

725-US

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

December 23, 2004 Date

Typed or printed name of person signing Certificate Telephone Number Registration Number, if applicable

Each paper must have its own certificate of mailing, or this certificate must identify Note: each submitted paper.

Transmittal Letter to the United States Designated-Elected Office (2 pp)

Application Data Sheet (6 pp) Copy of WO 2004/000841 A1 (1 pg)

Verification of Translation (1 pg); Translation of International Application

PCT/JP2003/008045 (268 pp); Claims (6 pp); Abstract (1 pg)

First Preliminary Amendment (8 pp)

Copy of PCT Request (6 pp)

Affirmation of priority claim (1 pg) w/PCT/IB/304

Executed Declaration and Power of Attoney (5 pp)

Recordation Form Cover Sheet (2 pp) w/Assignment (4 pp)

Information Disclosure Statement (2 pp); PTO/SB/08A (1 pg); ISR with one document; Check No. ________in the amount of \$2,989.00-

Return Receipt Postcard

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Docket No.: 09859/0202256-US0(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Daisuke Machii et al.	
Application No.: Not Yet Known	Confirmation No.: Not Yet Known
Filed: Concurrently Herewith	Art Unit: Not Yet Known
For: HETEROBICYCLIC COMPOUNDS	Examiner: Not Yet Assigned

AFFIRMATION OF PRIORITY CLAIM

Mail Stop PCT P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby claim priority under 35 U.S.C. 119 based on the following prior foreign application filed in the following foreign country on the date indicated:

Country	Application No.	Date
Japan	2002-185281	June 25, 2002

A certified copy of the aforesaid Japanese Patent Application was received by the International Bureau on August 15, 2003 during the pendency of International Application No. PCT/JP03/08045. A copy of Form PCT/IB/304 is enclosed.

Dated: December 23, 2004

Respectfully subrattee

Chris 7. Mizumoto

Registration No.: 42,899 DARBY & DARBY P.C.

New York, New York 10150-5257 (212) 527-7700/(212) 753-6237 (Fax) Attorneys/Agents For Applicants